



1AP4 Rec'd PCT/PTO 19 JAN 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Philippe WOLGEN

Serial No.: 10/518,587

Filed: December 21, 2004

For: RADIAL OSTEOGENIC DISTRACTOR DEVICE

)Confirmation No.: 7675

)

) Art Unit:

)

) Examiner:

)

)

)

RESPONSE TO NOTICE OF MISSING REQUIREMENTS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the notice dated October 19, 2005, (copy attached), submitted herewith is an executed declaration and a check in the amount of \$ 125.00 covering all fees due. Any additional fees required may be charged to Deposit Account No. 02-0200.

Respectfully submitted,

BACON & THOMAS, PLLC

George A. Loud

Registration No. 25,814

January 19, 2006

Date

625 Slaters Lane, Fourth Floor  
Alexandria, Virginia 22314  
703 683-0500

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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U.S. APPLICATION NUMBER NO. 10/518,587	FIRST NAMED APPLICANT Philippe Wolgen	ATTY. DOCKET NO. FAR-C504
INTERNATIONAL APPLICATION NO. PCT/EP02/07242		
I.A. FILING DATE 07/01/2002		PRIORITY DATE

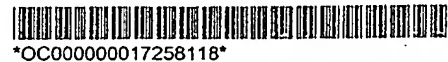
George A Loud  
 BACON & THOMAS  
 625 Slaters Lane, Fourth Floor  
 Alexandria, VA 22314-1176

WOLG3001

to 10/21/2005 GAL  
 Response to missing requirements  
 Action Due  
 Deadline 12/19/2005  
 Final Deadl. 05/19/2006

CONFIRMATION NO. 7675

371 FORMALITIES LETTER



\*OC000000017258118\*

Date Mailed: 10/19/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/21/2004
- Copy of the International Search Report filed on 12/21/2004
- U.S. Basic National Fees filed on 12/21/2004

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.



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The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*


FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/518,587	PCT/EP02/07242	FAR-C504

FORM PCT/DO/EO/905 (371 Formalities Notice)

A handwritten signature in black ink, consisting of a large, stylized 'S' or 'F' shape with a long horizontal stroke extending to the right.